App. F. IX-4

F 30

193 .
(R.T.)

File No. 36-36

Serial Nos. 4, 5, 6 & 7.

Previous References

Later References.

No. 990/HB of 38

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for November 1937

SUBJECT.

Rules regarding the period for remission or refund of tolls and taxes levied under the Road Traffic and Taxes Regulation - Amplification of —

Notification T1332/RT 36-36-7 dated 8.11.37
The Compiler, Cyprus Gazette.
The Inspector General of Police
The Secretary, Transport Board.

WD 0418—GBB—22,500—25-8-36

M. T. B. F. 13.]

Mysore Traffic Board. | File No. | of 193 .

Serial No.

Letter No. Tc 596/36-37 dt 11.4.[illegible]
from the DEP pointing out that the two clause
the rules issued in Notfn No. T. 962 / RT 36.
dt 18/19.1.37 seem to be contradictory unless
properly reconciled and amplified.—
1. These rules were issued at the instance
of D.C. Shimoga, who inquired in Sept. v. whether
the period of limitation prescribed in respect of
refunds of land revenue might be made
applicable to refunds of motor taxes also.
2. ~~xxx~~ the rules in force, the D.C.s are
empowered to sanction refunds of all sums
collected by any Deptt. under their control,
subject to a period of 3 years' limitation and
provided also the amount does not exceed Rs. Six
A limitation has, in these cases, been prescribed
both as regards time and amount of sanction.
3. But in the case of Motor taxes, such a
long period was considered not necessary as
transaction related to a fixed head. No money
limit was also fixed in these cases perhaps in
view of the fact that the amounts involved might not
be great.
4. The Rules issued in this behalf prescribe
that (i) application for refunds should be made
within one month from the date of expiry
of the period for which the tax was paid and
(ii) the authority competent to sanction the re-

Serial No.

should settle the claim 2nd in one year from the date of payment of the tax. This seems to be the intention of the rule as also explained in the notes of mr. H.R. ^xxy of 25.6.37.

5. The Rules as they stand at present do not convey the meaning clearly as pointed out by the D.E.P. The Rules may perhaps be amended as under :—

T. W P.W.D.

> Rule regarding remission or refund of tolls, taxes and cesses levied under the Regulation :—
>
> (1) Except where otherwise specified under the rules, all applications for remission or refund of tolls, taxes and cesses levied under the Regulation shall be made not later than one calendar month from the date of the expiry of the period for which the toll, the tax or the cess ~~has been paid.~~ was payable or paid.
>
> (2) For remission or refund of any amount paid under the Regulation as tolls, taxes, cess or for any other claim in respect of these, the period of limitation shall be one year from the date ~~of the payment of the~~ said tax, toll or cess was payable or paid.

leviable or

payable or

for sanction by the author empowered to do so

6. The D.E.P further asks the Serial number of the rule ~~in~~ in the Tax Rules under which the said rule should appear. In the Tax Rules all rules relating to Taxes appear under part I and those relating tolls under part II. The said rule relates both to taxes and tolls. As cases of refund of tolls will be few, the rule in question may perhaps go under Rule 24 part I ^xxy as clause (g) (under "conditions of refund of taxes").

Last para in P.W.D

2. (Rules co part

Submitted for orders.

20/VIII/37.

The D.E.P points out in his letter

P.W.D.

44 P 137

1819 / 44

M. T. B. F. 13.]

Mysore Traffic Board. | File No: of 193 .

Serial No.

W

T.

that in the case of rules regarding refunds issued in Notfn No 1962 dated 18-12 are embodied. The first clause limits the application for refund to one month. The intention of clause ii, as seen from Hon'ble H. Rangaiya's note is to limit the ~~same~~ period of refunding authority to one year only. 8 The rules as they stand at present do not convey the meaning clearly. I hence clause ii may be changed into a new to read clearly thus. The period limiting the powers of the authority empowered to do so shall be one year from the date of the said tax & the licensee may pay the tax paid".

9 For favour of orders

B.N. Lee
Secretary

11/3/37

3

Law

10. The proposed change

NOTE —Contn. Sheet.

3

Rules regarding the period for remission or refund of the Taxes levied under the Road Traffic and Taxation Regulation. — amplification of

File No. of 193 . Mysore Traffic Board.

Serial No.

may be adopted, as they make the rules clearer:

BKR 27.7.37

Secretary Traffic Board) W.P.

GENERAL SECRETARY 28 JULY 1937

(12) Genl Secy) (13) Maybe appd 11) 16 28/7

DEWAN'S OFFICE 30 JULY 1937 No. 700

1 Joint Member 15.11 30/7

16 JPK 1/8

17.11 7/8

18. Draft Notification Encls. The Rules are brought under Rule 24 of the Taxation Rules of clause (g), Subject to Kind approval.

19. The Secretary prepare the notification regarding the Rules proposed

Secy Law 11 9/8

20. I have find that the rules proposed to be amended now has been issued after previous publication. I am therefore of opinion that the amendments framed also

97/37 1819 / 219
T.B. MB

M. T. B. F. 13.]

Mysore Traffic Board R. J. 36 File No. of 1936

Rules regarding the period for remission or refund of tolls and taxes levied under the R.T. Traffic Taxes Regn. amplification of

Serial No.	
	require previous publication. I have accordingly revised the preamble portion.
	BKR 30.8.37
	Secretary Traffic Board W.C.
	21. Put up D/F, calling for objections, for Govt. Secy's approval. 31/8
	22. Draft Notfn. as corrected by the Addl. Secy, Law, & Subd. P. approved. 31 Aug 37
	23. Notfn. completed & put up, translated, & signed by the Addl. Secy, Law. 1/9/37
	Govt. Secy 24 25 Aug 13/9
	H. Jessee 11/9/37
5.	Notify the draft amendments calling for suggestions etc. on or before the 1st Oct. 37. Give Gazette Notn. No. J. 10298-1030-31 dated 17-9-37. Copies to D. of L. & Secy. M. Bd.

GENERAL SECRETARIAT 1 SEP. 1937 365

TYPING B 1 1937 SECL. SECTT.

Published at page 245 & 246, Part IV the Gazette of 23-9-37

NOTE —Contn. Sheet.

WD 0179—GPB—4,000—20-8-36

Rules regarding the period for remission or refund of TOS Taxes.

1819/289/693
7A/TTB/TOT

RT File No. 36 of 1936.. Mysore Traffic Board.

Serial No. 6

Letter No. 587/ST2-3364 of 30.9.37 from the Secy. to Govt. Planters Assn. & Chr offering suggestions on the draft rule published

27. The period of one month fixed for application for refunds will it is stated, cause hardship in the case of persons absent from the State or from India on leave or other prolonged absence and it is therefore suggested that some provision be made in the rules to allow an extension of time in such cases.

28. As regards the period of one year fixed for the disposal of applications by the authority competent to sanction refunds, the Secy: says that the said authority might cause the application to become time-barred by deferring his sanction and requires an assurance that it will not be the case.

29. The Secy. also requires that the draft rule may be so altered as to make these points clear. The case referred to by the Secy. may, after all, happen very rarely and it does not therefore seem necessary to alter the general rule so as to include provisions to be made applicable to special cases of the kind referred to by him. Each such case may be decided by Govt. on its merits. The Secy. may perhaps be informed accordingly.

30. Draft of final Notfn is subd. for consideration.

31. There is

Rgr
19/8/37.

Rules regarding the period for remission or refund of tolls and taxes.

2403/37

693/1933

M. T. B. F. 13.]

Mysore Traffic Board. | RT File No. 36 of 1936.

Serial No.

no necessity to alter the general rule, so as to include provisions applicable to special cases of the kind referred to, by the Secy, Planters' Association. Should any such cases be referred for further remarks if any.

Sd/- Secy Law 22/10 (33)

1/ 21/10

128/ Law BKR 22.10.

34) I do not think that the circumstances mentioned in the letter from Secretary, Planters' Association are such as to call for a revision of the proposed rule. It does not seem proper that the Association should have any fear regarding the bona fides of the authorities empowered to sanction remissions or refunds.

BKR 23.10.37

Secretary Traffic Board ave. (35)

38) The period is fixed in order to induce quick disposal. If an officer delays the matter he should be answerable to the party & to Govt. and I/4

GENERAL SECRETARY 25 OCT. 1937 2307

36) Submitted for kind information.

Genl Secy (37) 39) May be approved 1/25/10 I/4

First Member (40).

41) I/11

42) Sd/-

43) Sd/- 3/11 44) 5/11

OFFICE OF THE FIRST MEMBER OF COUNCIL NOV 8 1937 2610

No NOTE.—Contn. Sheet.

7D 0179—GPB—4,000—20-8-36

Rules regarding the period for remission or refund of tolls and taxes — 693 ! 1

M.C.T.D.

RT File No. 36 of 1937. | Mysore Traffic Board.

Serial No.

45. For order if the draft of the final Notification approved may issue

Sd/ 8/XI/37.

Sd) Issue 1/6/11

To the Compiler M.G. No. T. 1392 & 8-11-37 Notifies the final amendment No. 1393-94 & 8-11-37

To the S.G.P. & Secy. J.B. for information

7

Procedure

Sd/ 8/11

47. Draft refg to the Secy. Mys. Planters' Assn., Subt. for consideration.

Sd/ 16/11/37

Sd). Done 1. 17/11

Issued No. T. 1533/RT & 17. 11. 37

To the Secy. Mysore Planters' Assn. Belur - Hassan.

States that it is considered unnecessary to alter the general rule

Letter No. 38/1633-4147 & 18. 11. 37 from the Secy. the Mysore Planters' Assn. Belur, in reply to the above letter.

Sd/ 17/XI/37

48. Subt. This will be filed.

Sd/ 7. Dpty. S.

50/ 1/11/37

TYPING BRANCH 6 NOV. 1937 GEN. & REV. SECTT.

,817
TB

Tel. Address:
"POLICE"
PHONE No. 298.

When replying please quote No. S-96

R.T.36-36-4

POLICE DEPARTMENT.

OFFICE OF THE
INSPECTOR-GENERAL OF POLICE IN MYSORE,

Dated Bangalore,...8th April.....1937

TO. 36-37

FROM 10

H. V. RAMASVAMI, ESQ., M.A., B.L.,
Offg. *Inspector-General of Police in Mysore,*
Bangalore.

D 647

To

M.VENKATESA IYENGAR.,ESQR.,M.A.,
General Secretary to the Government of Mysore,
BANGALORE.

GENERAL SECRETARY
10 APR. 1937
J.D

SIR,

3/13.4.37

I have the honour to state that a doubt has arisen as regards the exact scope of the Rule issued under Notification No.T.962-R/T. 36-36-3 dated 18/19-1-1937 in regard to the period within which applications for refunds of motor tax paid should be made. The first sub clause lays down that all applications for refunds shall be made not later than one calendar month from the date of the expiry of the period for which the tax, toll or cess has been paid. The second clause lays down that for refunds of toll, tax or cess, the period of limitation is one year from the day of payment of the said tax, toll or cess. These two seem to be contradictory unless properly reconciled and amplified. If an application for refund of toll, tax or cess cannot be entertained or sanctioned after one month, there seems to be no necessity for the second clause fixing the limitation for one year. It is seen that the second clause is not meant merely to cover payments other than tolls, taxes or cesses. The matter may kindly be made clear.

It is not also clear what exact meaning has to be attached to the word 'Remission'. If this is meant removal or erasure of a demand made, the use of the expressions 'levied' and 'has been paid' which imply previous payment, seem inappropriate. Where a demand which has to be remitted has been made and paid for,

for, the question arising will be one of refund. If 'remission' means erasure of a demand which has not been satisfied, an expression like 'leviable' would have been used.

I am also to request you to kindly let me know the serial order of the rule in the Taxation Rules.

I have the honour to be,
Sir,
Your most obedient servant,

INSPECTOR GENERAL OF POLICE.

BNV.

1819
YB

U.O. /37 dated 25th June 1937

Re: Refund and Remission of Tolls, Taxes, etc.

.....

Inspector-General of Police letter No. TC.596/36-37 date
8/10th April, 1937.

.....

Clause (1) of the Notification relates to applicati
for remission or refund of Tolls, Taxes and Cess levied under the Regulation, and prescribes that such applications shall be made not later than one calendar month from the date the said Taxes, etc. were levied.

Clause (2) refers not only to the remission or refund of any amount paid under the regulation as Tolls, Taxes or Cess but also to "any other claim in respect of these." It prescribes that the period of limitation for granting any refund or remission shall be one year.

Thus, Clause (1) prescribes the time within which applications should be made and empowers the Officers concerned not to entertain such applications, if not made within the time prescribed. Clause (2) fixes that no refund "of these taxes paid or of any other claims in respect of these," shall be made after the lapse of one year. The other claims contemplated are such as the amount of kists due or paid by the contractor for the farming of a Toll Gate, etc. The net effect of the two clauses, therefore, is that, in the first place, no refund of a tax, toll, etc. is permissible, if the person concerned does not make the application in a month's time and that, secondly, the refunding Officer can make no refund after the lapse

p.t.o.

lapse of an year, not only in respect of taxes, etc. but also for any other claim in this connection. Thus the two clauses are not mutually contradictory but refer to, different matters.

With regard to the meaning to be attached to the word "Remission", referred to in the last para of the Inspector-General of Police letter, both -- words, "Refund" and "Remission", are used in each clause to cover cases of refund of money paid as well as remission, partial or full, of any amount due or of demand made, as the case may be.

25.6.37 District Traffic Supdt.,
Bangalore City.

NOTIFICATION.

No. T. 962—*R. T.* 36-36-3, *dated Bangalore,*
18—19*th January* 1937.

In exercise of the powers conferred upon them under Section 9 (4) and Section 33 of the Mysore Road Traffic and Taxes Regulation No. VI of 1935, the Government of His Highness the Maharaja are pleased to issue the following rules under the above Regulation, the draft rules in this behalf having been notified with Notification No. P. 3954—R. T. 36-36-2 dated 18th—21st December 1936, published at pages 481-482, of Part IV of the *Mysore Gazette*, dated 24th December 1936:

Rule regarding remission or refund of tolls, taxes and cesses levied under the Regulation :—

(1) Except where otherwise specified under the rules, all applications for remission or refund of tolls, taxes and cesses levied under the Regulation shall be made not later than one calendar month from the date of the expiry of the period for which the toll, the tax or the cess has been paid.

(2) For remission or refund of any amount paid under the Regulation as tolls, taxes, cess or for any other claim in respect of these, the period of limitation shall be one year from the date of the payment of the said tax, toll or cess.

By Order,

M. VENKATESA IYENGAR,
Secretary to Government,
General Department.

Printed by the Superintendent at the Government Press, Bangalore.

OFFICE OF THE SECRETARY
MYSORE
1289
MTB

Tel. Address:
"POLICE"
PHONE No. 298.

POLICE DEPARTMENT.

OFFICE OF THE
INSPECTOR-GENERAL OF POLICE IN MYSORE.

When replying please quote
No. T.C.596/36-37

Dated Bangalore, 5th August *193*7.

FROM

F. A. HAMILTON, ESQ., C.I.E.,
Inspector-General of Police in Mysore,
Bangalore.

To

GENERAL SECRETARY.
9 AUG. 1937
J.B

M. VENKATESHA IYENGAR, Esq., M.A.,
General Secretary to the Government of Mysore,
BANGALORE

1819/JB 9/8

SIR,

I have the honour to invite kind reference to my letter No.T.C.596/36-37 dated 10-4-1937 re. amplification of the Rule issued under Government Notification No.T.962-R.T.36-36-3 dated 18/19-1-1937 and to request for an early reply in the matter.

I have the honour to be,
Sir,
Your most obedient servant,

INSPECTOR GENERAL OF POLICE.

Draft notice is under submission.
18.8.37

Expedite
1/9/37

5/8/37

SK. The file has been referred to Addl. Secy, Law, on 9.8.37.

Secretary
Traffic Board
WC

The main file is returned today
30/8/37

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*

The following draft amendments to the Rules published under Notification No. T 962/R.T.-36-36-3 dated 18/19 January 1937, which Government of this purpose to make in exercise of the powers conferred upon them under Section 9(4) of the Mysore Road Traffic and Taxes Regulation No. VI of 1935, as amended by Regn No. IX of 1936, are published for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 1st Oct. 1937, and that any suggestions or objections which may be received from any person in respect of the said amendments within that date will be considered by Government.

WD 0186—GPB—15,000 8.9.34

Notification.—

No. T. 1029/RT 36-36-5

dt 17-9-~~August~~ 1937.

In exercise of the powers conferred upon them under Section 9(4) of the Mysore Road Traffic and Taxes Regulation No. VI of 1935 as amended by Regulation No. IX of 1936, the Govt. of H.H. the Maharaja are pleased to ~~direct~~ issue the following amendments to the Rules regarding remission or refunding of tolls, taxes and cesses levied under the Regulation. ~~and~~ published under Notification No. T. 962/RT 36-36-3 dt 18/19 January 1937.

Amendments.—

Rule (1)— Insert "leviable or before the words cesses and levied in line 3.

Substitute "was payable on" for "has been" in the last line

Rule (2) -- Insert "payable or" between the words "amount" and "paid" in line 1.

Insert "for sanction by the authority empowered to do so" between the words "limitation" and "shall" in line 3.

Delete "of the payment of" in line 4.

~~Continue the rule with the~~ Add

words "was payable or paid" ~~added~~ at the end of the rule.

The rule will after the above amendments read as follows and be added to Rule 24 of the Motor Vehicles Tax Rules, part I, as clause (g) :—

Rule 24. (g). (1) Except where otherwise specified under the Rules, all applications for remission or refund of tolls, taxes and cesses leviable or levied under the Rules shall be made not later than one calendar month from the date of the expiry of the period for which

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*

the toll, the tax or the cess was
payable or paid.

(2) for remission or refund
any amount payable or paid und.
the Regulation as tolls, taxes, cess
or for any other claim in respect
of these, the period of limitation
for sanction by the authority empow.
to do so shall be one year fro
the date the said tax, toll or ces
was payable or paid."

By order

Secy. to Govt.

To

The compiler, Mysore Gaz.
for publication in Part IV of
next issue of the Gazette and fo
supplying spare copies as und.
10 each
25 copies to the (1) Dep. in Mysore,
1
Re. in Mysore and (3) Dist. Mag.
30
districts and 50 copies to the Le
Secretariat Board.

T 1030-31 | R.T.

Copy forwarded for to the (1) Dep.
in Mysore for information with reference to
his letter No. Je. 596 | 36-37 dt. 10.4.37
to (2) Secy. Secretariat Board, for informa.

WD 0186—GPB—15,000—6-9-34

Draft

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

No. T 1029/R.T. Dated, Bangalore the 17th September 1937.
36-36-5.

NOTIFICATION.

The following draft amendments to the Rules published under Notification No.F.968/R.T. 36-36-5 dated 10/12th January 1937, which Government propose to make in exercise of the powers conferred upon them under Section 9(4) of the Motors Cess Traffic and Taxes Regulation No.IV of 1913, as amended by Regulation No.IX of 1936, are published for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 1st October 1937 and that any representations or objections which may be received from any person in respect of the said amendments within that date will be considered by Government.

AMENDMENTS.

Rule (1) - Insert "leviable or " between the words "ceases" and "levied" in line 2.

Substitute "was payable or" for "has been" in the last line.

Rule (2) - Insert "payable or" between the words "amount" and "paid" in line 1.

Insert "for creation by the authority empowered to do so" between the words "limitation" and "shall" in line 3.

Delete "or the payment of" in line 4.

Add words "was payable or paid" at the end of the rule.

The rules will after the above amendments read as follows and be added to Rule 24 of the Motor Vehicles Tax Rules, Part I, as Clause (9):-

Rule 24(f) (1) Except where otherwise specified under the rules, all applications for remission of refund of tolls, taxes and cesses leviable or levied under the Regulation shall be made not later than one calendar month from the date of the expiry of the period for which the toll, the tax or the cess was payable or paid.

(2) For omission or refund of any amount payable or paid under the Regulation as tolls, taxes, cess or for any other claim in respect of these, the period of limitation for sanction by the authority empowered to do so shall be one year from the date the said tax, toll or cess was payable or paid."

By Order,

General Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the next issue of the Gazette and for supplying spare copies as under:-

10 copies each to the Inspector General of Police in Mysore, (2) Revenue Commissioner in Mysore and (3) District Magistrates of Districts and

50 copies to the Secretary, Traffic Board.

Am/14.

NOTIFICATION

No. T. 1029—R.T. 36-36-5, dated Bangalore, the 17th September 1937.

The following draft amendments to the rules published under Notification No. T. 962—R.T. 36-36-3, dated 18—19th January 1937, which Government propose to make in exercise of the powers conferred upon them under Section 9 (4) of the Mysore Road Traffic and Taxes Regulation No. VI of 1935, as amended by Regulation No. IX of 1936, are published for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 1st October 1937 and that any suggestions or objections which may be received from any person in respect of the said amendments within that date will be considered by Government.

AMENDMENTS.

Rule (1)—*Insert* "leviable or" *between* the words "cesses" and "levied" in line 3.

Substitute "was payable or" *for* "has been" in the last line.

Rule (2)—*Insert* "payable or" *between* the words "amount" and "paid" in line 1.

Insert "for sanction by the authority empowered to do so" *between* the words "limitation" and "shall" in line 3.

Delete "of the payment of" in line 4.

Add words "was payable or paid" at the end of the rule.

The rules will, after the above amendments, read as follows and be added to Rule 24 of the Motor Vehicles Tax Rules, Part I, as Clause (*g*) :—

Rule 24 (*g*)—(1) Except where otherwise specified under the rules, all applications for remission or refund of tolls, taxes and cesses leviable or levied under the Regulation shall be made not later than one calendar month from the date of the expiry of the period for which the toll, the tax or the cess was payable or paid.

(2) For remission or refund of any amount payable or paid under the Regulation as tolls, taxes, cess or for any other claim in respect of these, the period of limitation for sanction by the authority empowered to do so shall be one year from the date the said tax, toll or cess was payable or paid.

By Order,

M. VENKATESA IYENGAR,
Secretary to Government,
General Department.

Printed by the Superintendent at the Government Press, Bangalore.

147

693/MPA. 6/6.

REGD. OFFICE:-
BANK OF MYSORE, LTD.,
CHIKMAGALUR
KADUR DISTRICT
TELEGRAMS:-

THE MYSORE PLANTERS' ASSOCIATION
(INCORPORATED)

Belur-Hassan P.O.,
Mysore State.

M.P.A. 1864

GENERAL SECRETARY.

6 OCT. 1937

Reference No. 58/512--3364

30th September, 1937.

RT. 36-36-6

From,
The Secretary,
The Mysore Planters' Association (Incorporated)

To,
The Secretary to the Government of
His Highness The Maharaja of Mysore,
General Department, B A N G A L O R E.

S i r,

In reference to your notification No.T.1029-R.T.36-36-5 of 17th published in "The Mysore Gazette" of 23rd :-

I have the honour to say that limiting the period during which an application for refund of Vehicle Tax to one calendar month from the date of expiry of the period for which the tax was paid might well prevent a vehicle owner who was absent from the State on leave or other prolonged absence from obtaining any refund, and it could therefore cause some hardship.

May I suggest that some provision be made to allow an extension of time for applications from Owners who have been absent from the State, or perhaps absent from India ?

2. Rule 24 (g) 2, might be read to mean that by deferring his sanction of a refund or remission an authority might cause the application to become time-barred. May I have an assurance that this is not the case and suggest that the wording might be altered to make this clear ?

I have the honour to be,
Sir,
Your most obedient servant,

Secretary,
THE MYSORE PLANTERS' ASSOCIATION
(Incorporated)

ALH/LP.

M. T. B. F. 12.

MYSORE TRAFFIC BOARD.

(*Continuation sheet draft form.*)

Notification.

No. T. 1392/RT. 36-36-7
dy 8th October 1937.—

In exercise of the powers conferred upon them under Section 9(k) and Section 33 of the Mysore Road Traffic and Taxes Regulation No. VI of 1935 as amended by Regulation No. IX of 1936, the Govt. of H.H. the Maharaja are pleased to issue the following amendments to the rules published under notification No. T. 962/RT. 36-36-3 dy 18/19 Jan 1937 regarding remission or refund of tolls, taxes and cesses levied under the Regulation, the draft amendments in this behalf having been published under notification No. T. 1029/RT. 36-36-5 dy 17th Sept. 1937 at pages 244-a and 244-b, part IV of the Mysore Gazette dated 23rd Sept. 1937.

AMENDMENTS.

Rule (1)—*Insert* "leviable or" *between* the words "cesses" and "levied" in line 3.

Substitute "was payable or" *for* "has been" in the last line.

Rule (2)—*Insert* "payable or" *between* the words "amount" and "paid" in line 1.

Insert "for sanction by the authority empowered to do so" *between* the words "limitation" and "shall" in line 3.

Delete "of the payment of" in line 4.

Add words "was payable or paid" at the end of the rule.

The rules will, after the above amendments, read as follows and be added to Rule 24 of the Motor Vehicles Tax Rules, Part I, as Clause (*g*) :—

Rule 24 (*g*)—(1) Except where otherwise specified under the rules, all applications for remission or refund of tolls, taxes and cesses leviable or levied under the Regulation shall be made not later than one calendar month from the date of the expiry of the period for which the toll, the tax or the cess was payable or paid.

(2) For remission or refund of any amount payable or paid under the Regulation as tolls, taxes, cess or for any other claim in respect of these, the period of limitation for sanction by the authority empowered to do so shall be one year from the date the said tax, toll or cess was payable or paid.

By Order,

9/11/37

Secretary to Government,
General Department.

Draft
R&C
9/11/37

The compiler, Mysore Gazette,
for publication in Part IV of the
next issue of the Gazette and for
supplying 40 copies of reprint :—
30 copies each to the Dist. Magistrates
Gorakh, R.O. in Mysore, Dept in Mysore
& the Comptr. to Govt. and
150 copies to the Secy. Transport Board.

1393-94 | R.T.
Copy forwarded to the
1) Dept in Mysore &
2) Secy. Transport Bd. } for information

R.O.

Asst Secy

Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat.

No.T 1392/R.T 36-36-7 Dated Bangalore the 8th November 1937

NOTIFICATION.

In exercise of the powers conferred upon them under section 9 (4) and section 33 of the Mysore Road Traffic and Taxes Regulation No.VI of 1935 as amended by Regulation No.IX of 1936, the Government of His Highness the Maharaja are pleased to issue the following amendments to the rules published under Notification No.T.962/R.T. 36-36-3 dated 18/19th January 1937 regarding remission or refund of tolls, taxes and cesses levied under the Regulation, the draft amendments in this behalf having been published under Notification No.T.1029/R.T.36-36-5 dated 17th September 19 at pages 245 and 246, part IV of the Mysore Gazette dated 23rd September 1937:-

AMENDMENTS.

Rule (1)-- Insert "leviable or " between the words "cesses" and "levied" in line 3.

Substitute "was payable or " for " has been" in the last li

Rule. (2)-- Insert "payable or " between the words "amount" and "paid" in line 1.

Insert "for sanction by the authority empowered to do so" between the words "limitation" and "shall" in line 3.

Delete "of the payment of" in line 4.

Add words " was payable or paid" at the end of the rule.

The rules will, after the above amendments, read as follows and be added to Rule 24 of the Motor Vehicles Tax Rules, Part I, as Clause (g).

Rule 24 (g)--(1) Except where otherwise specified under the rules, all applications for remission or refund of tolls, taxes and cesses leviable or levied under the Regulation shall be made not later than one calendar month from the date of the expiry of the period for which the toll, the taxes or the cess was payable or paid.

(2) For remission or refund of any amount payable or paid under the Regulation as tolls, taxes, cess or for any other claim in respect of these, the period of limitation for sanction by the authority empowered to do so shall be one year from the date the said tax, toll or cess was payable or paid.

By Order,

Sd/- M.Venkatesa Iyengar.

Secretary to Government
General Department.

To

The Compiler, Mysore Gazette, for publication in part IV of the next issue of the Gazette and for supplying spare copies as under:-

30 copies each to the District Magistrates of Districts, Revenue Commissioner in Mysore, Inspector General of Police in Mysore, and the Comptroller to Government, and

150 copies to the Secretary, Traffic Board.

c.n.ll

Memo No. T 1393-94 | R.T.

Copy of the above is forwarded with compliments to 1 S.G.P. & secy MTB.

for information.

By Order,

For General Secretary to Govt.

NOTIFICATION.

No. T. 1392—*R. T.* 36-36-7, *dated Bangalore, the 8th November* 1937.

In exercise of the powers conferred upon them under Section 9(4) and Section 33 of the Mysore Road Traffic and Taxes Regulation No. VI of 1935 as amended by Regulation No. IX of 1936, the Government of His Highness the Maharaja are pleased to issue the following amendments to the rules published under Notification No. T. 962—R. T. 36-36-3, dated 18—19th January 1937, regarding remission or refund of tolls, taxes and cesses levied under the Regulation, the draft amendments in this behalf having been published under Notification No. T. 1029—R. T. 36-36-5, dated 17th September 1937, at pages 245 and 246, Part IV of the *Mysore Gazette*, dated 23rd September 1937 :—

Amendments.

Rule (1)—*Insert* " leviable or " between the words " cesses " and " levied " in line 3.

Substitute " was payable or " *for* " has been " in the last line.

Rule (2)—*Insert* " payable or " between the words " amount " and " paid " in line 1.

Insert " for sanction by the authority empowered to do so " between the words " limitation " and " shall " in line 3.

Delete " of the payment of " in line 4.

Add words " was payable or paid " at the end of the rule.

The rules will, after the above amendments, read as follows and be added to Rule 24 of the Motor Vehicles Tax Rules, Part I, as Clause (*g*).

Rule 24 (*g*)—(1) Except where otherwise specified under the rules, all applications for remission or refund of tolls, taxes and cesses leviable or levied under the Regulation shall be made not later than one calendar month from the date of the expiry of the period for which the toll, the taxes or the cess was payable or paid.

(2) For remission or refund of any amount payable or paid under the Regulation as tolls, taxes, cess or for any other claim in respect of these, the period of limitation for sanction by the authority empowered to do so shall be one year from the date the said tax, toll or cess was payable or paid.

By Order,

M. VENKATESA IYENGAR,
Secretary to Government,
General Department.

Printed by the Superintendent at the Government Press, Bangalore.

M. T. B. F. 11.

MYSORE TRAFFIC BOARD.

SUBJECT .....

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Diary No. of letter replied to 693 PWD.

( )

the *193* .

Date of issue.....

P W. D.

Q.

List of enclosures.....

Copied by .....

Examined by.....

T. B. File No.

Serial No.

No. T. 1533 | R.T. 57 17. 11 37

To

The Secy. Mys. Planters' Assn.,

Belur-Hassan P.O.

Sir,

With reference to your letter No. 38/ST2-3364 of 30. 9. 37 about Toll fr. No. T. 1029/RT 36-36-5 of 17. 9. 37 regarding the period for remission or refund of tolls, taxes and cesses levied under the Road Trffic and Taxes Rules I am directed to state that the cases of the kind referred to in your letter will be very few and that ~~on this account~~ it is therefore considered unnecessary to make provision on this account in the general rule under publication. Such stray cases may be referred to

Govt. for decision on their merits.

As regards the point raised in the 2nd paragraph of your letter, I am to state that the year is fixed in order to induce quick disposal. If an officer delays, he would be answerable to the party and to Govt.

Thanks

Yours sincerely,

16 Oct 78

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Bangalore, Dated, 17th November 1937.

No.T 1533 | R.T.

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Secretary,
Mysore Planters' Association,
BELUR-HASSAN, P.O.

Sir,

With reference to your letter No. 58/512-3364 dated 30th September 1937 about Notification No. T.1029/R.T.36-36-5 dated 17th September 1937 regarding the period for remission or refund of tolls, taxes and cesses levied under the Road Traffic and Taxes Regulation, I am directed to state that the cases of the kind referred to in your letter will be very few and that it is therefore considered unnecessary to make provision on this account in the general rule under publication. Such stray cases may be referred to Government for decision on their merits.

As regards the point raised in the 2nd paragraph of your letter, I am to state that the year is fixed in order to induce quick disposal. If an officer delays, he would be answerable to the party and to Government.

I have the honour to be,
Sir,
Your most obedient servant,

For GENERAL SECRETARY TO GOVERNMENT.

CSG:2.

Registered Office:—
The Bank of Mysore, Ltd.,
Chikmagalur,
Kadur District.

Ref. No. 58/639--4147.

M.P.A. 1864

1030
M.T.B.

THE MYSORE PLANTERS' ASSOCIATION
(INCORPORATED)
Belur-Hassan P.O.,
Mysore State.
18th November, 1937.

GENERAL SECRETARIAT
22 NOV. 1937
J.O

From,
The Secretary,
The Mysore Planters' Association (Incorporated).

To
The General Secretary to the Government of
His Highness The Maharaja of Mysore.

In reference to your letter No.T.1533/R.T. of 17th I have the honour to thank you for this and for the assurance that any stray cases of hardship under Rule 24(g)(1) may be referred to Government and for your assurance as regards Rule 24(g)(2).

I have the honour to be,
Sir,
Your most obedient servant,

Secretary,
THE MYSORE PLANTERS' ASSOCIATION
(Incorporated).